

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

|                                 |   |                          |
|---------------------------------|---|--------------------------|
| STACY S.; and JOHN and MARY     | ) |                          |
| ELLEN S., on behalf of their    | ) | Civil Action No. 04-150E |
| daughter, LEIGH ANN S., a minor | ) |                          |
|                                 | ) |                          |
| Plaintiff,                      | ) | Jury Trial Demanded      |
|                                 | ) |                          |
| v.                              | ) |                          |
|                                 | ) | ELECTRONICALLY FILED     |
| GIRARD SCHOOL DISTRICT;         | ) |                          |
| ROBERT SNYDER, Individually     | ) |                          |
| and in his capacity as          | ) |                          |
| Principal of the Rice Avenue    | ) |                          |
| Middle School; and GREGORY      | ) |                          |
| YARBENET, a professional        | ) |                          |
| employee of the Girard School   | ) |                          |
| District,                       | ) |                          |
|                                 | ) |                          |
| Defendants.                     | ) |                          |

**PLAINTIFFS' MOTION TO PLACE  
PLEADING ON RESTRICTIVE BASIS**

1. This is the motion of Plaintiffs. It seeks an Order of Court which seals Document No. 23, and which allows Plaintiffs to replace that document with a version that restricts identifying material.

2. This case involves Plaintiffs' claims that they were deprived of constitutional rights as a result of being subjected to sexual molestation at the hands of Defendant Yarbenet.

3. Plaintiffs filed a motion to amend their complaint, which included evidentiary material.

4. Plaintiffs' counsel inadvertently failed to delete certain information which could lead to members of the public identifying other potential victims of the Defendant Yarbenet. This includes information about witnesses who have provided information in this case, from which information members of the public could identify victims or potential victims.

5. Plaintiffs request that the document that has been filed be sealed and placed on a restrictive basis, and not be available to the public.

6. Plaintiffs will, within seven days, file a corrected version of the motion which deletes all identifying information.

7. Thereafter, Plaintiffs will insure that future evidentiary matter is properly screened so that identifying information concerning potential victims, minors, and other individuals whose identity could be discerned from pleadings is deleted.

WHEREFORE, Plaintiffs request that Document No. 23 be sealed and that Plaintiffs be permitted to replace it with a document in which the identifying information is restricted.

Respectfully submitted,

s/ Edward A. Olds  
Edward A. Olds, Esquire  
Pa. I.D. No. 23601  
Carolyn Spicer Russ, Esquire  
Pa. I.D. No. 36232  
Richard Matesic, Esquire  
Pa. I.D. No. 72211  
*Attorneys for Plaintiffs*

1007 Mt. Royal Boulevard  
Pittsburgh, PA 15223  
(412) 492-8975

**CERTIFICATE OF SERVICE**

I hereby certify that on August 12, 2005, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Richard A. Lanzillo, Esquire  
KNOX McLAUGHLIN GORNALL & SENNETT, P.C.  
120 West Tenth Street  
Erie, PA 16501

and I hereby certify that I have sent by facsimile and mailed by United States Postal Service the document to the following non CM/ECF participant:

Edward J. Betza, Esquire  
150 East Eighth Street  
Erie, PA 16501

s/Edward A. Olds, Esquire

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